

Questions and Answers on WIPP M&O RFP (Q.16 – Q.25):

Q16. Section J, Attachment G: Summary of Contract Deliverables shows #42, reference I.50, Material Safety Data Sheets, due “at contract award”. Section I, Contract Clauses shows this topic under I.51 and I.51(d) states in part, “The apparently successful Offeror agrees to submit, for each item as required **prior to award**, a Material Safety Data Sheet..... for all hazardous materials identified in paragraph (b) of this clause.... Failure to submit the Material Safety Data Sheet **prior to award** may result in the apparently successful Offeror being considered non-responsible and ineligible for award.” a) Should the reference number, I.50, in the Summary of Contract Deliverable be I.51? b) Should the due date “at contract award” be “prior to award”??

A16. The Deliverable Reference for deliverables # 41 and #42 in Section J, Attachment G should be I.51. The hazardous material information (currently identified in Deliverable Reference #41) is required to be provided in the proposal, Section I.51 FAR 52.223-3(b). However, the Offerors are not required to submit the list of hazardous material in paragraph (b) of clause I.51 with the proposal (**See REVISED answer to Q14**). Deliverable #41 will be deleted from Section J, Attachment G. The current Deliverable Reference #42, Material Safety Data Sheet, if applicable, will be submitted as required prior to award by the apparently successful Offeror. The RFP will be amended.

Q17. DOE has provided a list of small business subcontractors in the document library for this procurement. Please provide the value of each of the subcontracts and the dates on which they will expire.

A17. The information will be compiled and posted on the procurement website.

Q18. Section C, 2.3 identifies EM Goal 3 “Complete the disposition of 90% of the legacy transuranic waste by the end of fiscal year 2015”. Does this goal apply only to legacy CH TRU waste, or does it apply to legacy RH TRU waste also?

A18. The goal applies to all legacy TRU waste; however total legacy RH TRU inventory is a very low percentage of the total legacy TRU waste inventory. The 90% refers to the total legacy TRU waste inventory.

Q19. On the WIPP Acquisition web site, under the Documents Library, the report “Annual Transuranic Waste Inventory Report – 2010 DOE/TRU-10-3425” is provided as a reference document. This report provides projections of waste from all of the generator sites. The largest projected generator of RH TRU waste is the Hanford site. The detailed waste stream data presented in Appendix A of this report shows that the vast majority of the projected Hanford RH TRU waste is contained in three waste streams – RL 105-09, RL 300-08, and RL 618-07 – approximately 78% of the total volume is in these streams. Examination of the detailed work sheets presented for these waste streams shows that the majority of these wastes are currently “uncontained”,

which is believed to mean that these wastes have yet to be retrieved and packaged by the Site contractor. As these volumes are so large, and potentially would have such a large impact on the RH TRU shipping schedule, please the Government please provide details of the schedule as to when these waste streams will be retrieved and packaged and available for shipping?

A19. No TRU waste will be available for shipment prior to FY-2014 from Hanford. Based on current planning assumptions, no RH TRU waste is planned for shipment from Hanford prior to late FY-2014. A schedule has not been developed for the disposition of this waste and will be developed during the new WIPP M&O contract.

Q20. Section L.34 (b) "Past Performance" and (d) "Relevant Experience" appear not give a page limit for the Relevant Experience and Past Performance Reference Information Forms. Please confirm that there is no page limit for these RE&PPRIFs?

A20. Correct. See Section L.16(g) for page count exclusion.

Q21. Section L.35(e)(3) states that "Costs identified as transition related costs outside of the transition period shall be specifically identified and approved by the CO. These type costs are costs such as, but not limited to, relocation, home office support, consultants, etc. All such known or anticipated transition related costs which may be incurred outside the transition period shall be included in the Transition Cost Proposal." This seems to imply that all relocation costs for the duration of the contract should be estimated and included in the Transition Cost Proposal. Please confirm that the only relocation costs that should be included in the Transition Cost Proposal are for those incurred to move Key Personnel or other critical personnel to the site as part of the initial contract takeover?

A21. Yes. The Transition Cost Proposal should include all costs necessary to relocate Key Personnel as well as costs of relocation for other personnel to be relocated during transition.

Q22. Section L.34(c), Management Approach states: "The Offeror shall describe its proposed approach to managing and operating activities at the WIPP. The Offeror shall demonstrate the depth, quality, effectiveness, and completeness of the Offeror's approach to performing the work described in the PWS, including the approach to planning and implementing the WIPP operations and waste characterization in the short term (i.e. 2 years) and long term (i.e. contract period of performance of 5 years with a 5 year option and through the lifecycle of the WIPP operations, currently estimated to be until 2035); and the approach to integrating the NTP activities with the national laboratories, subcontractors, other DOE contractors, and the generating sites. The approach to research and development initiatives (Section C.4.3) is of lesser importance than the other areas above."

This can be interpreted in two ways — that Offerors should discuss their approach to all elements of the PWS (Section C 3.1 through 3.4 and 4.1 through 4.3) or just Sections 4.1 through 4.3 since they align closely with the details following “including...” in the instructions. Considering the very limited number of pages available for these descriptions, please confirm that DOE only wants to see discussions related to PWS elements 4.1, 4.2, and 4.3 (WIPP disposal operations, National TRU Program, and R&D).?

A22. Offerors should provide their management approach to performing the work in the entire PWS.

Q23. Section I: FAR 52.216-7, Allowable Cost and Payment and DEAR 952.216-7, Allowable Cost and Payment, are not included. Was it the intent of DOE to remove both provisions as they were included in the draft version released earlier this year? Please confirm that version of I.31, FAR 52.217-8, Option to Extend Services, applicable to the resulting prime contract is (Nov 1999).

A23. Yes. See I.157, DEAR 970.5232-2 Payments and Advances. November 1999 is the correct date for I.31, FAR 52.217-8.

Q24. Given that clause H. 40 in the RFP requires the Contractor to present a litigation management procedure, the clause DEAR 952.231-71 “Insurance -- Litigation and Claims” should be added. If DOE does not add the DEAR clause, please describe how will litigation and claims be funded and managed under the contract.

A24. The solicitation includes DEAR 970.5228-1, Insurance-Litigation and Claims (Aug 2009). The litigation and claims will be managed under this clause.

Q25. Will there be any extension of the bid due date? (from the Site Tour)

A25. No.